

**MINUTES OF THE PUBLIC MEETING OF THE UTAH COUNTY COMMISSION SEPTEMBER 21, 2015 IN THE COMMISSION CHAMBERS OF THE COUNTY BUILDING AT 147 EAST MAIN, VERNAL, UTAH. MEETING COMMENCED AT 11:01 AM.**

**PARTICIPANTS:** COMMISSIONERS BILL STRINGER, MARK RAYMOND AND MICHAEL MCKEE, CHAIR.

**ATTENDANCE:** LIBERTY BEST, ALLEN HACKING, NATE MUELLER, CHERYL STOCKS, MICHAEL WILKINS, TAL EHLERS, JC BREWER, DONNA TROTTER, SAM PASSEY, ED ZURBUCHEN, BRENDA MCDONALD, LESHA COLTHARP, SYLVIA WILKINS, KRISTEN BAUMGARTEN, ADAM MASSEY, CHERYL MEIER, JOEL BROWN, ROBERT BARNHILL, BARBARA SIMPER, BRYAN MEIER, JUSTIN ANGUS, JEREMY RAYMOND, MATT CAZIER, ROBERT BARNHILL, JON STEARMER, AND LOREN ANDERSON.

MINUTES RECORDED BY TAI BRUCKNER

**PRAYER** GIVEN BY MICHAEL WILKINS

**PLEDGE OF ALLEGIANCE** LED BY BRENDA MCDONALD

**APPROVAL OF REGULAR COMMISSION MINUTES SEPTEMBER 14, 2015**

**WARRANTS** DATED SEPTEMBER 17, 2015 IN THE AMOUNT OF \$975,891.76 WERE APPROVED AS PRESENTED.

**TAX MATTERS:** BARBARA SIMPER

BARBARA PRESENTED FOUR BUSINESS PERSONAL PROPERTY ACCOUNTS REQUESTING REFUND AS THEY OVER PAID OR ARE EXEMPT: ACCOUNT #3634 IN THE AMOUNT OF \$276.09; ACCOUNT #4867 IN THE AMOUNT OF \$25; ACCOUNT #3314 IN THE AMOUNT OF \$24.41; AND ACCOUNT #4970 IN THE AMOUNT OF \$129.01.

COMMISSIONER STRINGER MOVED TO APPROVE THE BUSINESS PERSONAL PROPERTY ACCOUNT REFUNDS AS PRESENTED. COMMISSIONER RAYMOND SECONDED. MOTION PASSED UNANIMOUSLY.

**BUSINESS LICENSES:** ROBERT BARNHILL

OLD SALT BOAT YARD, OWNED BY LARRY ROWELL, LOCATED AT 4971 SOUTH 4625 EAST, VERNAL IN I-1. THIS IS A VACANT LOT IN THE INDUSTRIAL PARK. THIS BUSINESS LICENSE IS FOR THE STORAGE OF OUTDOOR RECREATIONAL VEHICLES, LIKE CAMP TRAILERS, BOATS, ETC. APPROVAL RECOMMENDED.

M AND M FOOD EXPRESS, OWNED BY MALISSA CHRISTENSEN, LOCATED AT 992 EAST 4500 SOUTH, VERNAL IN A-1 ZONING. SHE HAS A MOBILE FOOD TRUCK. SHE HAS RECEIVED APPROVAL FROM THE REQUIRED DEPARTMENTS. SHE CANNOT SET UP PERMANENTLY ANYWHERE AND WOULD HAVE TO HAVE PROPERTY OWNER APPROVAL WHERE SHE SETS UP. APPROVAL RECOMMENDED.

COMMISSIONER RAYMOND MOVED TO APPROVE THE TWO BUSINESS LICENSES AS PRESENTED SO LONG AS THEY MEET THE STIPULATED REQUIREMENTS. COMMISSIONER STRINGER SECONDED. MOTION PASSED UNANIMOUSLY.

**CEMETERY CERTIFICATES:** MICHAEL WILKINS

MICHAEL LARIS AND KATHY LARIS PURCHASED BLOCK 332 LOT B SPACES 17 & 18 IN THE ROCKPOINT CEMETERY FOR THE SUM OF \$600.00.

CORTNEY MARTINEZ PURCHASED LOT 252 SPACE 16 IN THE ROCKPOINT CEMETERY FOR THE SUM OF \$300.00.

KARL MIGLIORI PURCHASED LOT 51 SPACES 7 & 8 IN THE ROCKPOINT CEMETERY FOR THE SUM OF \$600.00.

KEVIN STRATTON AND MICHELLE STRATTON PURCHASED LOT 659 SPACES 1 & 3, LOT 619 SPACE 8, AND LOT 619A SPACE 2 IN THE MAESER FAIRVIEW CEMETERY FOR THE SUM OF \$1,200.00.

KEANE SHEFFIELD AND JILL SHEFFIELD PURCHASED LOT 704 SPACES 1, 3 & 4 IN THE MAESER FAIRVIEW CEMETERY FOR THE SUM OF \$900.00.

MARJORIE DOREEN HUNTING PURCHASED LOT 211 SPACES 2 & 3 IN THE VERNAL MEMORIAL PARK CEMETERY FOR THE SUM OF \$600.00.

TINA HARBISON PURCHASED BLOCK H232 LOT 4 SPACES 4 & 5 IN THE VERNAL MEMORIAL PARK CEMETERY FOR THE SUM OF \$600.00.

MICAH ROY PARK AND LACY ANN PARK PURCHASED BLOCK H220.75 LOT 1 SPACE 5 IN THE VERNAL MEMORIAL PARK CEMETERY FOR THE SUM OF \$300.00.

COMMISSIONER STRINGER MOVED TO APPROVE THE CEMETERY CERTIFICATES AS PRESENTED. COMMISSIONER RAYMOND SECONDED. MOTION PASSED UNANIMOUSLY.

**EVENT FUNDRAISER THANK YOU – DIAMOND MOUNTAIN SPEEDWAY, ALLEN HACKING**  
ALLEN HACKING ADDRESSED THE MEETING THANKING THE COUNTY FOR ITS SUPPORT AND ASSISTANCE TO THE SPEEDWAY. THE SEASON HAS ENDED. THEY HOLD ONE EVENT EACH MONTH FOR FIVE MONTHS. THE ATTENDANCE AVERAGE IS 60-65 CARS PER NIGHT WITH A FAN BASE OF AROUND 400. TYPICALLY 15-20 OF THESE CARS ARE FROM OUT OF TOWN. ONE RACE THIS SUMMER WAS NATIONAL. IT DOUBLED THE FAN BASE AND HAD MANY ADDITIONAL CARS, 64 IN ONE CLASS. THEY HAD RACERS FROM AS FAR AS OKLAHOMA, TENNESSEE AND CALIFORNIA. NORMALLY MOST RACERS ARE FROM COLORADO AND WYOMING AND AROUND THE STATE OF UTAH. THE COMMISSIONERS ALSO THANKED ALLEN AND THE MANY VOLUNTEERS FOR MAKING IT A GROWING SUCCESS. COMMISSIONER STRINGER ASKED WHAT KIND OF FEEDBACK THEY HAVE RECEIVED IN REGARDS TO THE NATIONAL EVENT. THE FANS HAVE ENJOYED IT AND THOSE TRAVELING ENJOYED OUR AREA. EVERYONE ENJOYS OUR TRACK AND FACILITY. THEY WILL TRY TO BRING THE NATIONAL EVENT BACK AGAIN NEXT YEAR. IN FACT, ONE OF THE PAID FEMALE DRIVERS HAS BEEN SENT TO SCHOOL TO LEARN TO SPEAK PUBLICLY AND WILL BE LOOKING INTO GOING INTO NASCAR.

#### **COMMUNITY DEVELOPMENT: MATT CAZIER**

##### **VARIANCE TO SUBDIVISION STANDARDS:**

**1. MOUNTAIN PRIME –** REQUESTING THE WINTER OF 2014-2015 COUNT AS THE SECOND WINTER SEASON FOR THE IMPROVEMENTS IN PHASE C OF THE ASHLEY HEIGHTS SUBDIVISION. ITEMS 1 AND 2 HAVE BEEN BROUGHT TO COMMISSION MEETING BEFORE. THE COMMISSION HAD REQUESTED THE ORDINANCE BE REVIEWED TO DETERMINE IF A VARIANCE IS ALLOWED. IT WAS DETERMINED THE REQUEST HAD TO GO BEFORE PLANNING COMMISSION FIRST, AS PER THE ORDINANCE. COMMISSIONER MCKEE CLARIFIED THE APPROVAL OF ALLOWING THE 2013-2014 WINTER SEASON COUNT AS THE FIRST YEAR WAS DONE IN DECEMBER 2013. BRYAN MEIER ALSO NOTED THE DEVELOPER HAD EXPRESSED HIS APPROVAL TO ALLOW A PART OF THE BOND TO BE HELD FOR THOSE ITEMS THAT HAVE NOT BEEN THROUGH TWO WINTER SEASONS. PLANNING COMMISSION REVIEWED THE REQUEST LAST WEDNESDAY AND RECOMMENDED \$15,000 BE HELD FOR THE OTHER ITEMS. COMMISSIONER MCKEE EXPRESSED HIS CONCERN THAT DOING VARIANCES WOULD DEVALUE THE ORDINANCE. JON STEARMER NOTED THE ORDINANCE ALLOWS FOR A VARIANCE UNDER A NUMBER OF DIFFERENT SCENARIOS. IF THE GENERAL RULES APPLY, A VARIANCE WOULDN'T BE GRANTED. MOST OF THE ITEMS ARE COMPLETE AND HAVE BEEN THROUGH TWO WINTER SEASONS. COMMISSIONER RAYMOND CLARIFIED THE ROAD, CURB, AND GUTTER HAVE BEEN THROUGH THE TWO WINTER SEASONS. THE FUNDS WOULD BE HELD FOR SIDEWALKS THAT WERE COMPLETED THIS YEAR.

COMMISSIONER RAYMOND MOVED TO APPROVE THE VARIANCE REQUEST TO ALLOW THE 2014-2015 WINTER SEASON COUNT AS THE SECOND SEASON FOR IMPROVEMENTS IN PHASE C OF THE ASHLEY

HEIGHTS SUBDIVISION, WITHHOLDING \$15,000 FOR ITEMS THAT HAVE NOT BEEN THROUGH TWO WINTERS. COMMISSIONER STRINGER SECONDED. MOTION PASSED UNANIMOUSLY.

COMMISSIONER RAYMOND NOTED THE DEVELOPERS NEED TO TAKE NOTE OF THIS SO THAT IMPROVEMENTS ARE DONE IN ONE YEAR TO ENSURE THINGS ARE DONE TIMELY AND WE CAN REFRAIN FROM FUTURE VARIANCES. MATT CAZIER NOTED HE WILL SPEAK WITH DEVELOPERS IN ORDER TO BETTER EXPLAIN THE REQUIREMENTS AND THE PROCESS.

**2. MOUNTAIN PRIME** – REQUESTING THE WINTER OF 2014-2015 COUNT AS THE SECOND WINTER SEASON FOR THE IMPROVEMENTS IN PHASE 2 OF THE LUCKY ACRES SUBDIVISION. PLANNING COMMISSION RECOMMENDED APPROVAL WITHHOLDING \$15,000 FOR IMPROVEMENTS THAT HAVE NOT YET BEEN THROUGH THE TWO WINTER SEASONS.

COMMISSIONER RAYMOND MOVED TO APPROVE THE VARIANCE REQUEST TO ALLOW THE 2014-2015 WINTER SEASON COUNT AS THE SECOND SEASON FOR IMPROVEMENTS IN PHASE 2 OF THE LUCKY ACRES SUBDIVISION, WITHHOLDING \$15,000 FOR ITEMS THAT HAVE NOT BEEN THROUGH TWO WINTERS. COMMISSIONER STRINGER SECONDED. MOTION PASSED UNANIMOUSLY.

**3. JUSTIN ANGUS** – REQUESTING THE WINTER OF 2014-2015 COUNT AS THE FIRST WINTER SEASON FOR THE ROADWAYS AND CURB AND GUTTER IN PHASE 1 OF THE SILVER LEAF COVE SUBDIVISION. IN RESPONSE TO THE RECENT VARIANCE REQUESTS, MATT HAS REVIEWED OTHER DEVELOPMENTS. MATT CAZIER INDICATED HE UNDERSTANDS THE IMPROVEMENTS WERE DONE LAST FALL AND BRYAN MEIER HAD INSPECTED THE ROAD, CURB, GUTTER, AND SIGNS AND THE PORTION OF THE SIDEWALK THAT WAS COMPLETE AND INDICATED IT WAS READY FOR THE COUNTY TO ACCEPT THE ROADS. THE DEVELOPER BELIEVED THAT ONCE IT WAS ACCEPTED BY THE ROAD DEPARTMENT IT WAS CONSIDERED A COUNTY ROAD. THE TRANSPORTATION SPECIAL SERVICE DISTRICT SEAL COATED IT THIS SUMMER. DUE TO THE MISUNDERSTANDING, JUSTIN ANGUS HAS REQUESTED THE PAST WINTER SEASON BE COUNTED AS THE FIRST WINTER SEASON FOR THE IMPROVEMENTS. THE FUNDS ARE IN ESCROW WITH ADVANCED TITLE AND THERE IS AN ESCROW AGREEMENT. PLANNING COMMISSION RECOMMENDED APPROVAL.

COMMISSIONER RAYMOND MOVED TO APPROVE THE REQUEST TO ALLOW THE 2014-2015 WINTER SEASON COUNT AS THE FIRST SEASON FOR IMPROVEMENTS IN PHASE 1 OF THE SILVER LEAF COVE SUBDIVISION. COMMISSIONER STRINGER SECONDED. MOTION PASSED UNANIMOUSLY.

MATT CAZIER WILL BE WORKING MORE CLOSELY WITH DEVELOPERS IN REGARDS TO REQUIREMENTS AND BRYAN MEIER INDICATED HE WILL INFORM DEVELOPERS OF THE NEXT STEPS TO TAKE WHEN HE APPROVES ROADS.

JON STEARMER TOOK A MOMENT TO CLARIFY HOW WE WILL KNOW EXACTLY WHICH WORK IS BEING DONE SO WE DON'T HAVE ISSUES IN THE FUTURE. THERE ARE SIDEWALKS STILL TO BE POURED IN FRONT OF HOUSES. ASPHALT, SIGNAGE, ETC IS COMPLETE. WE WANT TO ENSURE THE REQUIREMENTS ARE NOT MISCOMMUNICATED. BRYAN MEIER INDICATED MORE DISCUSSION IS NEEDED IN REGARDS TO SIDEWALKS AS PART OF THE TWO WINTER SEASON REQUIREMENT. THEY ARE IN THE PUBLIC RIGHT OF WAY BUT THE COUNTY IS TYPICALLY NOT RESPONSIBLE FOR THEM. THINGS NEED TO BE SPELLED OUT MORE CONCISELY.

#### **SUBDIVISION:**

**4. EDWARD AND GERALDINE MERKLEY** – CONCEPT APPROVAL FOR MILL SPRINGS COVE, A 26 LOT PLANNED UNIT DEVELOPMENT, AT 900 NORTH 1800 WEST, VERNAL. SERIAL NUMBER 04:092:0031 THIS ITEM WAS ON THE PLANNING COMMISSION AGENDA IN MAY. PLANNING COMMISSION TABLED IT UNTIL JUNE. AT THE JUNE MEETING THE DEVELOPER REQUESTED THE ITEM BE TABLED UNTIL AUGUST. AT THE AUGUST MEETING THE DEVELOPER REQUESTED THE ITEM BE TABLED UNTIL SEPTEMBER. AT THE SEPTEMBER MEETING THE DEVELOPER ASKED IT TO BE TABLED UNTIL THE OCTOBER MEETING. THEY INFORMED PLANNING COMMISSION IF THEY WERE NOT PREPARED BY THE OCTOBER MEETING THEY WOULD WITHDRAW THE APPLICATION AND SUBMIT IT AGAIN WHEN THEY

WERE READY. PLANNING COMMISSION RECOMMENDED, WITH A THREE TO TWO VOTE, TO DENY THE ITEM RATHER THAN TABLE IT FOR ANOTHER MONTH. THEY CAN THEN REAPPLY WHEN THEY ARE READY. SINCE THIS ITEM IS A PUD, IT COMES TO THE COMMISSIONERS FOR A FINAL DECISION. JEREMY RAYMOND ASKED IF THE ORIGINAL CONCEPT PLAN IN MAY HAD BEEN CHANGED. COMMUNITY DEVELOPMENT HAS NOT SEEN A NEW CONCEPT PLAN.

COMMISSIONER STRINGER MOVED TO TABLE THE ITEM UNTIL THE OCTOBER PLANNING COMMISSION MEETING SCHEDULED FOR OCTOBER 21ST. IF NOTHING HAPPENS BY THEN IT IS TO BE DENIED AND NOT BROUGHT BACK TO THE COMMISSIONERS. THEY COULD DO ANOTHER APPLICATION LATER. COMMISSIONER RAYMOND SECONDED. MOTION PASSED UNANIMOUSLY.

#### **AUTHORIZATION OF THE F.A.A. GRANT FOR EARTH WORK AND DRAINAGE PROJECT**

KELLY HARVEY PRESENTED THE GRANT FOR ACCEPTANCE. THIS IS FOR PHASE 2 OF THE CONSTRUCTION; PHASE I IS NEARING COMPLETION. THE TOTAL GRANT IS FOR \$5,765,583. THERE IS A 5% MATCH REQUIRED FROM THE COUNTY AND CITY.

COMMISSIONER RAYMOND MOVED TO ACCEPT THE F.A.A. GRANT AND AUTHORIZE SIGNATURES. COMMISSIONER STRINGER SECONDED. MOTION PASSED UNANIMOUSLY.

#### **AUTHORIZATION OF THE UTAH DEPARTMENT OF AERONAUTICS GRANT FOR PAVEMENT PRESERVATION**

KELLY HARVEY ALSO PRESENTED THIS GRANT AGREEMENT. THIS IS A GRANT FOR \$90,000 TO CRACK SEAL, CLEAR COAT, AND PAINT THE NORTH RAMP. THE COUNTY AND CITY WILL PROVIDE A 10% MATCH.

COMMISSIONER STRINGER MOVED TO APPROVE THE UTAH DEPARTMENT OF TRANSPORTATION DIVISION OF AERONAUTICS GRANT AND AUTHORIZE SIGNATURES. COMMISSIONER RAYMOND SECONDED. MOTION PASSED UNANIMOUSLY.

#### **CONSIDERATION OF 2016 BEAR CONTRACT THROUGH GOVERNOR'S OFFICE OF ECONOMIC DEVELOPMENT**

THE COUNTY APPLIED FOR AND RECEIVED AUTHORIZATION FOR \$54,000 FOR THE BEAR (BUSINESS EXPANSION AND RETENTION) PROGRAM. THE PROGRAM SURVEYS BUSINESSES IN REGARDS TO WHAT THEY NEED HELP WITH AND WHAT THEIR CONCERNS MAY BE.

COMMISSIONER RAYMOND MOVED TO ACCEPT THE GRANT FOR THE BEAR PROGRAM AND AUTHORIZE SIGNATURES. COMMISSIONER STRINGER SECONDED.

ADAM MASSED WANTED TO ENSURE THE COUNTY STILL QUALIFIED. HE UNDERSTOOD THAT IT IS FOR RURAL COUNTIES ONLY AND WHEN WE RECEIVED NEW STATISTICS WITH OUR POPULATION ABOVE 32,000 WE WERE NO LONGER CONSIDERED RURAL. LOREN ANDERSON NOTED THAT IN REVIEWING THE AGREEMENT, ALL BUT THREE COUNTIES IN THE STATE ARE CONSIDERED RURAL.

COMMISSIONER MCKEE CALLED FOR A VOTE. MOTION PASSED UNANIMOUSLY.

#### **CONSIDERATION OF FREE SPEECH POLICY FOR WESTERN PARK AND CONFERENCE CENTER**

LOREN ANDERSON RECEIVED A REQUEST FROM THE WESTERN PARK AND CONFERENCE CENTER MANAGER TO BUILD THIS POLICY. OUR FACILITIES NEED TO BE ACCESSIBLE AND ALLOW FOR FREE SPEECH. THE CONFERENCE CENTER AND WESTERN PARK WILL BE DESIGNATED AS LIMITED PUBLIC FORUMS. THERE WILL BE SOME RESTRICTIONS. COMMISSIONER STRINGER WOULD LIKE TO MAKE THIS AVAILABLE FOR PUBLIC COMMENT. IT CAN BE MADE AVAILABLE ON THE WEBSITE AND IN THE COMMISSION OFFICE. LOREN WILL ENSURE THERE IS A DRAFT WATERMARK ON THE DOCUMENT. COMMENTS SHOULD BE SUBMITTED THROUGH THE COMMISSION OFFICE.

COMMISSIONER STRINGER MOVED TO MAKE THIS AVAILABLE FOR PUBLIC REVIEW AND TO BE ADDRESSED BY THE COMMISSION ON OCTOBER 5<sup>TH</sup>. COMMISSIONER RAYMOND SECONDED.

JC BREWER INDICATED HE IS NOT FAMILIAR WITH A COUNTY FREE SPEECH POLICY ANYWHERE AND ASKED IF THIS WOULD BE DIFFERENT THAN OTHER COUNTY FACILITIES. ED ZURBUCHEN ALSO NOTED SUCH A POLICY MUST BE FAIR FOR ALL BUILDINGS AND ATTACHED PROPERTY. IN RESPONSE, THIS POLICY WILL BE STRICTLY FOR THE WESTERN PARK AND THE CONFERENCE CENTER. THERE ARE DIFFERENT RULES ON WHAT KIND OF FREE SPEECH IS ALLOWED AT DIFFERENT TYPES OF PUBLIC PROPERTY. ONCE THIS POLICY IS COMPLETED, POLICIES WILL BE DONE FOR OTHER COUNTY FACILITIES AS WELL.

COMMISSIONER MCKEE CALLED FOR A VOTE. MOTION PASSED UNANIMOUSLY.

**ORDINANCE #09-21-2015 01: WILDLAND URBAN INTERFACE AMENDMENT**

LOREN ANDERSON PRESENTED THE ORDINANCE FOR APPROVAL. TED BLACK, STATE FIRE MARSHALL, PRESENTED AN AMENDMENT TO THE CODE IN MARCH. THE CHANGES HAVE BEEN MADE. THE ORDINANCE AS IT WAS DID NOT ALWAYS CONSIDER RURAL REALITIES. THESE CHANGES GIVE THE COUNTY MORE AUTHORITY AND FLEXIBILITY. THERE ARE SOME CHANGES TO DEFINITIONS AND ROADS AND SOME BUILDINGS NOT CONNECTED TO WATER SYSTEMS ARE EXEMPT. IT WAS TABLED IN MARCH TO GIVE THE FIRE DISTRICT TIME TO REVIEW AND DISCUSS THE CHANGES. JEREMY RAYMOND ADDED HIS OFFICE TAKES CARE OF THE REQUIREMENTS WORKING WITH COMMUNITY DEVELOPMENT TO DO INSPECTIONS AND ENSURE THERE IS ENOUGH DEFENSIBLE SPACE AMONG OTHER ITEMS. THESE CHANGES ALLOW MORE FLEXIBILITY WITH THE CODE.

COMMISSIONER MCKEE SUGGESTED THIS ORDINANCE ALSO BE MADE AVAILABLE FOR THE PUBLIC TO COMMENT. HE QUESTIONED SECTION 5 IN REGARDS TO THE 20 FOOT WIDTH EXCEPTIONS. THERE IS VERY LITTLE IN THIS SECTION THAT CHANGES WITH THIS ORDINANCE. IT WILL BE REVIEWED TO ENSURE IT TRULY SAYS WHAT WE NEED IT TO SAY.

COMMISSIONER RAYMOND MOVED TO ALLOW PUBLIC COMMENT ON THIS ORDINANCE AND ADDRESS IN TWO WEEKS. COMMISSIONER STRINGER SECONDED. MOTION PASSED UNANIMOUSLY.

**ORDINANCE #09-21-2015 02: HISTORIC PRESERVATION COMMISSION - REPEALING CHAPTER 2.24 AND ENACTING AN UPDATED VERSION OF CHAPTER 2.24**

SAM PASSEY EXPLAINED THE ORDINANCE BUT ASKED IT TO BE TABLED. YEARS AGO, THE HERITAGE MUSEUM AND LIBRARY WERE REORGANIZED. THE HISTORIC PRESERVATION BOARD IS UNDERUTILIZED. THEY TAKE CARE OF THE HISTORY TOUR SIGNS AND THE NATIONAL REGISTRY SIGNS. THEY HAVE BEEN RELATIVELY INACTIVE THE LAST FEW YEARS. EACH BOARD MEMBER HAS LAPSED. THE REORGANIZED MUSEUM NEEDS A MUSEUM BOARD AS PART OF THE BEST PRACTICES TO MEET STANDARDS. HE IS HOPING THE PRESERVATION COMMISSION AND THE MUSEUM BOARD CAN BE MERGED INTO ONE. THIS IS A DRAFT OF WHAT THAT COULD LOOK LIKE. THERE ARE A FEW ADJUSTMENTS TO MAKE.

COMMISSIONER STRINGER MOVED TO TABLE ORDINANCE #09-21-2015 FOR REVIEW. COMMISSIONER RAYMOND SECONDED. MOTION PASSED UNANIMOUSLY.

**CONSIDERATION OF EMERGENCY MANAGEMENT LONG TERM RECOVERY PLAN**

TAL EHLERS PRESENTED THE PLAN FOR THE COUNTY. LEGAL HAS REVIEWED THE PLAN. DUE TO SCHEDULES, THE COMMISSIONERS HAVE NOT HAD TIME TO REVIEW THE PLAN. TAL RECOMMENDED IT BE TABLED UNTIL THEY ARE ABLE TO REVIEW IT. ANYTIME THERE IS A DISASTER IT TAKES TIME TO RESTORE NORMALCY. THIS PLAN SPELLS OUT THE RESPONSIBILITIES FOR THE DIFFERENT DEPARTMENTS DURING THAT TIME PERIOD. AS THERE ISN'T ANY SENSITIVE INFORMATION IN THIS DOCUMENT, IT COULD ALSO BE PROVIDED TO THE PUBLIC TO REVIEW.

COMMISSIONER RAYMOND MOVED TO TABLE THE RECOVERY PLAN FOR REVIEW. COMMISSIONER STRINGER SECONDED. MOTION PASSED UNANIMOUSLY.

**CONSIDERATION OF EMERGENCY MANAGEMENT MOU WITH KINGSBURY COMMUNITY CHURCH**  
TAL EHLERS ALSO PRESENTED THE MOU. OVER THE LAST FEW YEARS DIFFERENT FAITH BASED ORGANIZATIONS HAVE BEEN APPROACHED TO SEE WHO IS WILLING TO PROVIDE THEIR FACILITY AS SHELTERS OR RECEIVING CENTERS IN CASE OF AN EMERGENCY. THE KINGSBURY COMMUNITY CHURCH HAS COME TO THE TABLE HAPPY TO MAKE THEIR FACILITY AVAILABLE WHEN NEEDED. THIS IS THE SAME AGREEMENT AS THE ONE IN PLACE WITH THE FIRE DISTRICT AND THE RECREATION DISTRICT. IF THERE WERE DAMAGES TO THE FACILITY, THE COUNTY COULD BE RESPONSIBLE. DIFFERENT FACILITIES HAVE DIFFERENT INSURANCE. THIS HAS BEEN REVIEWED BY LEGAL AND NEEDS FINALIZED.

COMMISSIONER STRINGER MOVED TO ACCEPT AND APPROVE THE MOU WITH KINGSBURY COMMUNITY CHURCH AND AUTHORIZE SIGNATURES. COMMISSIONER RAYMOND SECONDED. MOTION PASSED UNANIMOUSLY.

**CONSIDERATION OF MUTUAL AID AGREEMENT BETWEEN DINOSAUR NATIONAL MONUMENT AND UTAH COUNTY SHERIFF'S OFFICE**

JON STEARMER LED THIS DISCUSSION. THIS IS AN AGREEMENT FOR LAW ENFORCEMENT ON THE MONUMENT. THIS IS A CONTINUATION OF THE MUTUAL AGREEMENT WE ALREADY HAVE WITH THEM. THE NATIONAL PARK SERVICE WILL ENFORCE THE FEDERAL LAWS AND THE SHERIFF'S OFFICE WILL ENFORCE THE STATE AND COUNTY LAWS. THE FEDERAL GOVERNMENT IS REQUIRING A FORMAL AGREEMENT. THERE IS NO COST ASSOCIATED WITH THE AGREEMENT. OUR SHERIFF DEPUTY'S ARE NOT CROSS DEPUTIZED INTO FEDERAL.

COMMISSIONER MCKEE QUESTIONED THE REACH OF THIS AGREEMENT, FOR EXAMPLE WITH AIR QUALITY ISSUES. THIS WOULD NOT ADDRESS SUCH CONCERNS. THIS AGREEMENT IS STRICTLY FOR CRIMINAL CODE AND SAFETY. PUBLIC POLICY WOULD BE A DIFFERENT REALM. JON STEARMER ADDED THE AGREEMENT DOES NOT ADDRESS ROAD CONCERNS AS THERE IS AN ONGOING DISPUTE.

COMMISSIONER RAYMOND INDICATED THIS IS NOT NEW. COMMISSIONER STRINGER QUESTIONED THE BENEFITS OF THIS AGREEMENT AND ITS PURPOSE. JON STEARMER INDICATED SOME OF THESE QUESTIONS SHOULD BE ADDRESSED BY THE SHERIFF'S OFFICE.

COMMISSIONER STRINGER MOVED TO TABLE THE MUTUAL AID AGREEMENT WITH DINOSAUR NATIONAL MONUMENT. COMMISSIONER RAYMOND SECONDED. MOTION PASSED UNANIMOUSLY.

**RESOLUTION #09-21-2015 R1: ADOPTING AMENDMENT #5 TO THE CAFETERIA PLAN**

MICHAEL WILKINS ADDRESSED THE RESOLUTION. THE CAFETERIA PLAN IS IRS SECTION 125. IT ALLOWS EMPLOYEES TO PAY FOR HEALTH COSTS, CHILD CARE, ETC WITH PRE TAX MONEY. THE FUNDS ARE TAKEN FROM PAYCHECKS BEFORE TAXES AND PLACED IN THE APPROPRIATE ACCOUNTS FOR THOSE PURPOSES.

COMMISSIONER RAYMOND MOVED TO APPROVE RESOLUTION #09-21-2015 R1 AS PRESENTED AND AUTHORIZE SIGNATURES. COMMISSIONER STRINGER SECONDED. MOTION PASSED UNANIMOUSLY.

**BOARD APPOINTMENTS: NONE**

**PUBLIC INPUT:**

ADAM MASSEY THANKED THE COMMISSION FOR DOING A GREAT JOB AT THE ENERGY SUMMIT. THE PROGRAM, COUNTY SEAT, HAD AN EPISODE SUNDAY IN REGARDS TO THE ENERGY SUMMIT. IT WAS GREAT COVERAGE AND A JOB WELL DONE. HE ENCOURAGED CITIZENS TO WATCH THE PROGRAM AS IT COVES RURAL ISSUES THROUGHOUT THE STATE AND IS VERY INFORMATIVE.

JOEL BROWN, CHAMBER OF COMMERCE, ALSO THANKED THE COMMISSION FOR THE ENERGY SUMMIT. HE HAS RECEIVED RAVE REVIEWS FROM THE PUBLIC. IT WAS A GREAT TURNOUT. THE CHAMBER OPEN HOUSE WILL BE SEPTEMBER 29<sup>TH</sup> FROM 1 TO 4:30 PM AT THE CHAMBER OFFICE. THE CHAMBER SUMMIT WILL BE HELD AT THE CONFERENCE CENTER SEPTEMBER 29<sup>TH</sup> FROM 5 – 7:30 PM.

BRYAN MEIER WANTED TO ENSURE THE PUBLIC WAS AWARE THAT THE ROUNDABOUT HAS BEEN RE-STRIPED AND IS NOW SINGLE LANE.

**CLOSED SESSION FOR THE PURPOSE OF DISCUSSING PENDING OR IMMINENT LITIGATION**

AT 12:18 PM COMMISSIONER RAYMOND MOVED TO GO INTO SESSION TO DISCUSS PENDING OR IMMINENT LITIGATION. ANY PUBLIC INFORMATION WILL BE AVAILABLE AT THE NEXT COMMISSION MEETING. ONCE CLOSED SESSION IS COMPLETE THEY WILL RECONVENE COMMISSION MEETING IN ORDER TO FORMALLY ADJOURN THE COMMISSION MEETING. COMMISSIONER STRINGER SECONDED. MOTION PASSED UNANIMOUSLY.

CLOSED SESSION BEGAN AT 1 PM.

THOSE PRESENT: COMMISSIONER MICHAEL MCKEE; COMMISSIONER MARK RAYMOND; COMMISSIONER BILL STRINGER; JON STEARMER, DEPUTY COUNTY ATTORNEY; LOREN ANDERSON, DEPUTY COUNTY ATTORNEY; PAUL BREDTHAUER, UTAH STATE TAX COMMISSION; BEVERLY WISER, UTAH STATE TAX COMMISSION; BARBARA SIMPER, COUNTY ASSESSOR; AND MICHAEL WILKINS, COUNTY CLERK AUDITOR.

COMMISSIONER RAYMOND WAS EXCUSED BETWEEN 1:50 PM AND 2:30 PM.

COMMISSIONER STRINGER LEFT THE MEETING AT 2:45 PM.

CLOSED SESSION ADJOURNED AT 3:07 PM.

**ADJOURN:** MEETING ADJOURNED AT 3:08 P.M.



MICHAEL MCKEE, CHAIR



MICHAEL W. WILKINS, CLERK-AUDITOR